

## **REMARKS**

### **Information Disclosure Statement**

An IDS was filed in the present application on 08/01/2003. However, Applicant has not received an initialed copy (3 sheets) of the PTO/SB/08A form submitted therewith, indicating the cited references had been considered by the Examiner. Attached to this Amendment is a copy of the above identified form, and an initialed copy is requested.

### **Amendment to the Specification**

The specification has been amended to add a patent number for the parent application which is now an issued patent. The claims have not been amended. However, a "Listing Of Claims" has been provided.

### **Rejections Under Judicially Created Double Patenting**

Claims 56-100 have been rejected under judicially created obviousness-type double patenting over claims 1-55 of US Patent No. 6,677,776. In response to these rejections, a Terminal Disclaimer is being filed concurrently with this Amendment. The Terminal Disclaimer disclaims the terminal portion of any patent granted in the present application, past the expiration date of US Patent No. 6,677,776.

Claims 56-76 have been rejected under judicially created obviousness-type double patenting over claims 1-20 of US Patent No. 6,433,574. In response to these rejections, a Terminal Disclaimer is being filed concurrently with this Amendment. The Terminal Disclaimer disclaims the terminal portion of any patent granted in the present application, past the expiration date of US Patent No. 6,433,574.

Claims 77-100 have been rejected under judicially created obviousness-type double patenting over claims 1-26

of US Patent No. 6,466,047. In response to these rejections, a Terminal Disclaimer is being filed concurrently with this Amendment. The Terminal Disclaimer disclaims the terminal portion of any patent granted in the present application, past the expiration date of US Patent No. 6,466,047.

Claims 77-100 have been rejected under judicially created obviousness-type double patenting over claims 1-19 of US Patent No. 6,246,250. In response to these rejections, a Terminal Disclaimer is being filed concurrently with this Amendment. The Terminal Disclaimer disclaims the terminal portion of any patent granted in the present application, past the expiration date of US Patent No. 6,246,250.

Claims 77-100 have been rejected under judicially created obviousness-type double patenting over claims 1-20 of US Patent No. 6,337,577. In response to these rejections, a Terminal Disclaimer is being filed concurrently with this Amendment. The Terminal Disclaimer disclaims the terminal portion of any patent granted in the present application, past the expiration date of US Patent No. 6,337,577.

### Conclusion

In view of the Terminal Disclaimers the double patenting rejections are submitted to have been overcome. Accordingly, allowance of claims 56-100 is requested. In addition, consideration of the previously filed IDS is requested. Should any issues arise that will advance this case to allowance, the Examiner is asked to contact the undersigned by telephone.

DATED this 8th of July, 2004.



Respectfully submitted:

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, PO BOX 1450, Alexandria, VA 22313-1450 on this 8th day of July, 2004.

July 8, 2004  
Date of Signature

Stephen A. Grattan, Attorney for Applicant